



Fw
DAC
JS

Customer No. 26874
PATENT TRADEMARK OFFICE
ATTY. DOCKET: 0091830.0542088

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicants: Peter D. Walzer et al. : Conf. No.: 1542
Serial No. 10/595,999 : Group Art Unit: Not assigned
I.A. Filed: November 24, 2004 : Examiner: Not assigned
For: BISBENZAMIDINES FOR THE TREATMENT OF PNEUMONIA

NOTIFICATION OF LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS
UNDER 37 C.F.R. § 1.27(g)(2)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

I. REQUEST THAT FAILURE TO NOTIFY OFFICE OF LOSS OF STATUS AS A SMALL ENTITY BE EXCUSED.

On May 24, 2006, the filing date of the U.S. National Entry Application Serial No. 10/595,999, a small entity assertion was filed in this patent. On June 7, 2007, Applicant has now discovered that such status as a small entity was, in good faith established in error.

Applicant hereby notifies the Office, in accordance with the requirements of 37 C.F.R. § 1.27(g)(2), that it no longer has status as a small entity.

06/18/2007 SDIRETA2 00000002 10595999

01 FC:1461

1350.00 0P

Serial No. 10/595,999

**II. NOTIFICATION OF ERROR IN PAYMENT OF FEES AS A SMALL ENTITY
(37 C.F.R. 1.28(c)).**

FEES ERRONEOUSLY PAID AS A SMALL ENTITY	CURRENT LARGE ENTITY FEE AMOUNT	FEE ACTUALLY PAID AS A SMALL ENTITY	DEFICIENCY OWED
Basic National Stage Fee	\$300.00	\$150.00	\$150.00
Natl Stage Search Fee – Report provided	\$400.00	\$200.00	\$200.00
Natl Stage Exam Fee – all other cases	\$200.00	\$100.00	\$100.00
Claims in excess of 20 (48 - 20 = 28)	\$1400.00	\$700.00	\$700.00
Independent claims in excess of 3 (5 - 3 = 2)	\$400.00	\$200.00	\$200.00
TOTALS:	\$2700.00	\$1350.00	\$1350.00

We enclose a check in the amount of \$1,350.00 in payment of the additional filing fee for claiming large entity status. The Commissioner for Patents is hereby authorized to charge any deficiency or credit any overpayment of fees to Frost Brown Todd LLC Deposit Account No. 06-2226.

Respectfully submitted,

Peter D. Walzer et al.

Date: June 11, 2007

By: Scott Conley

Scott R. Conley, Ph.D.
Attorney for Applicants
FROST BROWN TODD LLC
2200 PNC Center
201 East Fifth Street
Cincinnati, Ohio 45202
(513) 651-6818